



February 16, 2005

## HOUSE BILL No. 1719

DIGEST OF HB 1719 (Updated February 14, 2005 12:09 pm - DI 96)

**Citations Affected:** IC 6-6; IC 9-14; IC 9-16; IC 9-18; IC 9-23; IC 9-24; IC 9-26; IC 9-29; noncode.

**Synopsis:** Driver and motor vehicle matters. Requires the commissioner of the bureau of motor vehicles (bureau) to administer the policies and procedures of the bureau and to submit budget proposals for the bureau to the budget director. Requires a person operating a license branch to collect service charges and deposit them in the license branch fund. Repeals the political contribution paid at the time of an application or renewal for a personalized license plate, provides for a state fee and service charge to be paid at the time of application or renewal of a personalized license plate, and repeals the related fee schedule for distribution of the contribution. Provides that certain driver's licenses under certain circumstances and the state identification card expire six years after issuance. (Current law provides that certain driver's licenses under certain circumstances and the state identification card expire four years after issuance.) Provides that fees and service charges for driver's licenses that expire six years after issuance and the state identification card be increased by 50%. Provides that an individual who is at least 75 years of age must apply for or renew a driver's license or permit at a license branch. Requires the bureau to adopt rules for a 50% increase in certain charges related to driver's licenses that expire six years after issuance and the state identification card. Authorizes the bureau to determine a schedule for yearly registration of certain vehicles. Makes a specifying amendment relating to regulation of licensing of vehicle merchandising. Specifies that an individual may hold a valid driver's license from another state  
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**Effective:** Upon passage; July 1, 2005.

**Buck**

January 19, 2005, read first time and referred to Committee on Roads and Transportation.  
February 15, 2005, amended, reported — Do Pass.

HB 1719—LS 7855/DI 96+



Digest Continued

in order to operate a commercial motor vehicle when enrolled in a commercial motor vehicle training course under certain circumstances. Requires the operator of a vehicle involved in an accident to report the accident to the bureau within ten days of the accident under certain circumstances (Current law requires the report to be made to the state police.) Makes certain other changes relating to the reporting of accidents. Repeals the requirements that the replacement cycle for certain license plates be one year and sets the cycles for replacement at five years. Repeals the requirement that a license plate issued for a passenger car must display a numeral indicating the county in which the passenger car was registered. Repeals the requirement that the bureau may not reduce the number of license branches in a county unless the bureau holds a public hearing on the proposed closing. Makes conforming changes.

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**HB 1719—LS 7855/DI 96+**



February 16, 2005

First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

## HOUSE BILL No. 1719

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 6-6-5-7.9 IS ADDED TO THE INDIANA CODE  
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY  
3 1, 2005]: **Sec. 7.9. (a) As used in this section, "passenger motor**  
4 **vehicle" has the meaning set forth in IC 9-13-2-123(a).**

5 **(b) Notwithstanding any other law, and for calendar year 2006,**  
6 **the registration fee for a passenger motor vehicle that is registered**  
7 **in Indiana in calendar year 2005 shall be at the rate as set forth in**  
8 **IC 9-29-5-1 with no reduction for any partial calendar month that**  
9 **has elapsed since the regular annual registration date in calendar**  
10 **year 2005.**

11 **(c) This section expires January 1, 2007.**

12 SECTION 2. IC 9-14-2-1 IS AMENDED TO READ AS FOLLOWS  
13 [EFFECTIVE JULY 1, 2005]: Sec. 1. The commissioner shall do the  
14 following:

15 (1) Administer and enforce:

16 **(A) this title and other statutes concerning the bureau; and**

17 ~~(2) Administer and enforce~~

HB 1719—LS 7855/DI 96+



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(B) the policies and procedures of the ~~commission~~ **bureau**.

~~(3)~~ (2) Organize the bureau in the manner necessary to carry out the duties of the bureau.

~~(4)~~ (3) Submit to the ~~commission~~, before September 1 of each year budget proposals for the bureau including license branches staffed by employees of the ~~commission~~ under IC 9-16- to the **budget director before September 1 of each year**.

~~(5)~~ (4) Perform other duties assigned by the ~~commission~~ as **required by the bureau**.

SECTION 3. IC 9-16-1-4.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 4.5. (a) The commission may contract with a qualified person to provide partial services at a qualified person's ~~walk-up~~ location, including locations within a facility used for other purposes, such as electronic titling and title application services and self-serve terminal access.

(b) A contract for providing motor vehicle registration and renewal services at a ~~walk-up~~ location must include the following provisions:

(1) The contractor must provide trained personnel to properly process motor vehicle registration and renewal transactions.

(2) The contractor shall do the following:

(A) Collect and transmit all bureau fees and taxes collected at the contract location.

(B) Deposit the taxes collected at the contract location with the county treasurer in the manner prescribed by IC 6-3.5 or IC 6-6-5.

(3) The contractor shall provide fidelity bond coverage in an amount prescribed by the commission.

(4) The contractor shall pay the cost of any post audits conducted by the commission or the state board of accounts on an actual cost basis.

(5) The commission must approve each location and physical facility used by a contractor.

(6) The term of the contract must be for a fixed period.

SECTION 4. IC 9-16-1-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. Each license branch, **full service provider, or partial services provider** shall collect the service charges prescribed by IC 9-29-3 and ~~deposited~~ **deposit the service charges** in the state license branch fund established under IC 9-29-14.

SECTION 5. IC 9-18-2-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 8. (a) The bureau shall register vehicles under the schedule in this section.

(b) A person who owns a vehicle shall receive a license plate,

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renewal tag, or other indicia upon registration of the vehicle. The bureau may determine the device required to be displayed.

(c) A corporation shall register, before February 1 of each year, the following vehicles that are owned by the corporation:

(1) A passenger motor vehicle that is not regularly rented to others for not more than twenty-nine (29) days in the regular course of the corporation's business.

(2) A recreational vehicle.

(3) A motorcycle.

(4) A truck that:

(A) is not regularly rented to others for not more than twenty-nine (29) days in the regular course of the corporation's business; and

(B) has a declared gross weight of not more than eleven thousand (11,000) pounds.

(d) A corporation that owns a:

(1) passenger motor vehicle; or

(2) truck that has a declared gross weight of not more than eleven thousand (11,000) pounds;

that is regularly rented to others for periods of not more than twenty-nine (29) days in the regular course of the corporation's business must register the passenger motor vehicle or truck before March 1 of each year.

(e) **For registrations for 2005**, a person who owns a:

(1) passenger motor vehicle;

(2) recreational vehicle;

(3) motorcycle; or

(4) truck that has a declared gross weight of not more than eleven thousand (11,000) pounds;

that is not subject to the registration requirements under subsection (d) shall register the passenger motor vehicle, recreational vehicle, motorcycle, or truck in conformance with the ~~schedute~~ **schedules** set forth in subsection (f) **or (g)**.

(f) **After December 31, 2005, a person that owns a vehicle subject to registration under this subsection shall register the vehicle in accordance with subsection (g).** The following schedule applies to persons who own vehicles that are required to be registered under subsection (e):

(1) Persons whose last names begin with the letters A through BE shall register before February 16 of each year.

(2) Persons whose last names begin with the letters BF through BZ shall register before March 1 of each year.

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(3) Persons whose last names begin with the letter C shall register before March 16 of each year.

(4) Persons whose last names begin with the letter D shall register before April 1 of each year.

(5) Persons whose last names begin with the letters E through F shall register before April 16 of each year.

(6) Persons whose last names begin with the letter G shall register before May 1 of each year.

(7) Persons whose last names begin with the letters HA through HN shall register before May 16 of each year.

(8) Persons whose last names begin with the letters HO through I shall register before June 1 of each year.

(9) Persons whose last names begin with the letters J through KM shall register before June 16 of each year.

(10) Persons whose last names begin with the letters KN through L shall register before July 1 of each year.

(11) Persons whose last names begin with the letters MA through ME shall register before July 16 of each year.

(12) Persons whose last names begin with the letters MF through O shall register before August 1 of each year.

(13) Persons whose last names begin with the letters P through Q shall register before August 16 of each year.

(14) Persons whose last names begin with the letter R shall register before September 1 of each year.

(15) Persons whose last names begin with the letters SA through SN shall register before September 16 of each year.

(16) Persons whose last names begin with the letters SO through T shall register before October 1 of each year.

(17) Persons whose last names begin with the letters U through WK shall register before October 16 of each year.

(18) Persons whose last names begin with the letters WL through Z shall register before November 1 of each year.

**(g) The bureau shall determine the schedule for registration for the categories of vehicles set forth in subsection (e) for registrations required after December 31, 2005.**

~~(g)~~ **(h)** A person who owns a vehicle in a category required to be registered under subsection (c), (d), or (e), and who desires to register the vehicle for the first time must apply to the bureau for a registration application form. The bureau shall do the following:

(1) Administer the registration application form.

(2) Issue the license plate.

(3) Collect the proper registration and service fees in accordance

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with the procedure established by the bureau.

~~(h)~~ (i) The bureau shall issue a semipermanent plate under section 30 of this chapter, or:

(1) an annual renewal tag; or

(2) other indicia;

to be affixed on the semipermanent plate.

SECTION 6. IC 9-18-2-47 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 47. (a) The commissioner shall adopt rules under IC 4-22-2 prescribing the cycle for the issuance and replacement of license plates under this article. The rules adopted under this section shall provide that a license plate for a vehicle issued under this article is valid for five (5) years.

(b) The rules adopted under this section do not apply to:

~~(1) low digit license plates issued under section 28 of this chapter;~~

~~(2) (1) truck license plates issued under section 4.5 or 18 of this chapter; and~~

~~(3) (2) general assembly and other state official license plates issued under IC 9-18-16.~~

SECTION 7. IC 9-18-15-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 10. (a) In addition to the applicable excise tax imposed under IC 6-6-5, the regular registration fees, and any additional fee required to receive a special recognition license plate described in section 1(b) of this chapter, a person applying for or renewing the registration of a personalized license plate shall pay ~~a~~ the personalized license plate fee ~~and contribution under IC 9-29-5-32.5~~ upon an original application or registration renewal, as provided in section 5 of this chapter.

(b) Each license branch shall collect the personalized license plate fee ~~and contribution~~ at the time of application or registration renewal for the personalized license plate.

(c) Upon the payment of the required fee ~~contribution~~, and service charges for an original application or renewal of a personalized license plate, the bureau shall issue a receipt designating and acknowledging a state fee ~~a political contribution~~, and the service charge under IC 9-29.

(d) The payment of regular registration fees and excise tax, if applicable, may be deferred until the time that the personalized license plate is delivered to the person who applied for the plate.

(e) A license branch shall collect the service charge prescribed under IC 9-29 for each initial or renewal application for a personalized license plate as a reservation and special processing fee.

SECTION 8. IC 9-18-15-13 IS AMENDED TO READ AS

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FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 13. (a) Revenue derived from the fees ~~and contributions~~ **collected before July 1, 2005**, under section 10 of this chapter, except the part of the fee retained under section 10(e) of this chapter, shall be deposited with the treasurer of state in a special fund. The money from this fund remaining after the deduction provided for in subsection (d) shall be distributed monthly by the auditor of state in the following manner:

(1) To any political party that cast at least five percent (5%) but less than thirty-three percent (33%) of the total vote of the state of all political parties at the last general election for the office of governor, as certified to the secretary of state under IC 3-12-5-6, the auditor of state shall distribute an amount from the special fund equal to the fractional amount of the vote cast in the last general election for the office of governor. Distribution of money from this fund shall be made to the treasurer of the state central committee of the political party.

(2) The balance of the special fund remaining after distributions provided by subdivision (1) shall be distributed monthly by the auditor of state in equal amounts to the treasurers of the state central committees of the two (2) political parties that cast the highest and next highest number of votes statewide for governor in the last election.

(b) The bureau shall provide to:

- (1) the treasurers of the respective state central committees; and
- (2) the auditor of state by the twentieth day of each month for the purpose of making the distributions under subsection (a);

a report defining the number of personalized license plates sold in each county, including the total dollar amount due the treasurers, during the monthly period prescribed in subsection (a). In addition, the bureau shall provide to the treasurers information necessary to comply with IC 3-9.

(c) Within thirty (30) days of receipt of money distributed under subsection (a), the treasurers of the respective state committees shall distribute to the treasurers of each county central committee of their respective parties an amount equal to one-half (1/2) of the distributions provided for in subsection (a)(2) that were collected during the quarterly period in that county.

~~(d) The bureau shall deduct seven dollars (\$7) for each original application and renewal application for a personalized plate and deposit the money in the motor vehicle highway account.~~

**(d) This section expires October 31, 2005.**

SECTION 9. IC 9-18-15-13.5 IS ADDED TO THE INDIANA

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CODE AS A NEW SECTION TO READ AS FOLLOWS  
[EFFECTIVE JULY 1, 2005]: **Sec. 13.5. The bureau shall:**

**(1) deduct thirty-seven dollars (\$37) of the fee collected for an initial or a renewal application for a personalized license plate; and**

**(2) deposit:**

**(A) seven dollars (\$7) of the fee described in subdivision (1) in the motor vehicle highway account established under IC 8-14-1; and**

**(B) thirty dollars (\$30) of the fee described in subdivision (1) as a service charge into the state license branch fund established by IC 9-29-14-1.**

SECTION 10. IC 9-23-2-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 14. (a) A license issued under this chapter may be denied, suspended, or revoked for any of the following:

(1) Material misrepresentation in the application for the license or other information filed with the commissioner.

(2) Lack of fitness under the standards set forth in this article or a rule adopted by the commissioner under this article.

(3) Willful failure to comply with the provisions of this article or a rule adopted by the commissioner under this article.

(4) Willful violation of a federal or state law relating to the sale, distribution, financing, or insuring of motor vehicles.

(5) Engaging in an unfair practice as set forth in this article or a rule adopted by the commissioner under this article.

(6) Violating IC 23-2-2.7.

~~(b)~~ Except as provided in subsection (d), the procedures set forth in IC 4-21.5 govern the denial, suspension, or revocation of a license and a judicial review. ~~However, A denial, suspension, or revocation of a license may not take effect until thirty (30) days after the commissioner's determination has been made and a notice of the determination served upon the affected person.~~

**(b)** If the bureau denies, suspends, or revokes a license issued or sought under this article, the affected person may file an action in the circuit court of Marion County, Indiana, or the circuit court of the Indiana county in which the person's principal place of business is located, seeking a judicial determination as to whether the action is proper. ~~An action may not take effect until thirty (30) days after the commissioner's determination has been made and a notice of the determination served upon the affected person.~~ The filing of an action as described in this section within the thirty (30) day period is an

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automatic stay of the commissioner's determination.

(c) Revocation or suspension of a license of a manufacturer, a distributor, a factory branch, a distributor branch, a dealer, or an automobile auctioneer may be limited to one (1) or more locations, to one (1) or more defined areas, or only to certain aspects of the business.

(d) A license may be denied, suspended, or revoked for violating IC 9-19-1. IC 4-21.5-4 governs the denial, suspension, or revocation of a license under this subsection. The bureau may issue a temporary order to enforce this subsection.

SECTION 11. IC 9-24-1-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6. (a) Except as provided in subsection (b), an individual must hold a valid Indiana commercial driver's license issued by the bureau under this article to drive a commercial motor vehicle after March 31, 1992, upon an Indiana highway.

(b) Subsection (a) does not apply to an individual if the individual:

- (1) holds a valid driver's license of any type **from any state**;
- (2) is enrolled in a commercial motor vehicle training course approved by the bureau; and
- (3) is operating a commercial motor vehicle under the direct supervision of a licensed commercial motor vehicle driver.

SECTION 12. IC 9-24-12-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 1. (a) Except as provided in subsection (b), an operator's license issued under this article after December 31, 1996, **and before January 1, 2006**, expires at midnight of the birthday of the holder that occurs four (4) years following the date of issuance.

(b) An operator's license issued after December 31, 1996, to an applicant who is at least seventy-five (75) years of age:

- (1) expires at midnight of the birthday of the holder that occurs three (3) years following the date of issuance; **and**
- (2) **must be renewed by the holder by application in person at a license branch, as provided under section 5(c) of this chapter.**

(c) **After December 31, 2005, except as provided in subsection (b), an operator's license issued under this article expires at midnight of the birthday of the holder that occurs six (6) years following the date of issuance.**

SECTION 13. IC 9-24-12-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. (a) A chauffeur's license issued under this article after December 31, 1996, **and before January 1, 2006**, expires at midnight of the birthday of the holder that

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occurs four (4) years following the date of issuance.

**(b) After December 31, 2005, a chauffeur's license issued under this article expires at midnight of the birthday of the holder that occurs six (6) years following the date of issuance.**

**(c) An individual who is:**

**(1) at least seventy-five (75) years of age; and**

**(2) renewing a chauffeur's license;**

**must renew by application in person at a license branch, as provided under section 5(c) of this chapter.**

SECTION 14. IC 9-24-12-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) An individual who applies for renewal of an operator's, a motorcycle operator's, a chauffeur's, or a public passenger chauffeur's license in person at a license branch must do the following:

(1) Pass an eyesight examination.

(2) Pass a written examination if:

(A) the applicant has at least six (6) active points on the applicant's driving record maintained by the bureau; or

(B) the applicant holds a valid operator's license but has not reached the applicant's twenty-first birthday.

(b) An individual may apply for renewal of an operator's, a motorcycle operator's, a chauffeur's, or a public passenger chauffeur's license by mail or by electronic service if the following conditions are met:

(1) A valid computerized image of the individual exists within the records of the bureau.

(2) The previous renewal of the operator's, motorcycle operator's, chauffeur's, or public passenger chauffeur's license was not made by mail or by electronic service.

(3) The previous renewal included a test approved by the bureau of the applicant's eyesight.

(4) The applicant, if applying for the renewal in person at a license branch, would not be required under subsection (a)(2) to submit to a written examination.

(c) An individual applying for the renewal of an operator's, a motorcycle operator's, a chauffeur's, or a public passenger chauffeur's license must apply in person at a license branch under subsection (a) if the individual is not entitled to apply by mail or by electronic service:

**(1) under subsection (b); or**

**(2) as provided by sections 1(b)(2), 2(c)(2), or 7(b)(2) of this chapter.**

SECTION 15. IC 9-24-12-7 IS AMENDED TO READ AS

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1 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 7. (a) Except as  
 2 provided in subsection (b), a motorcycle operator's license issued after  
 3 December 31, 1996, **and before January 1, 2006**, expires at midnight  
 4 of the birthday of the holder that occurs four (4) years following the  
 5 date of issuance.

6 (b) A motorcycle operator's license issued after December 31, 1996,  
 7 to an applicant who is at least seventy-five (75) years of age:

8 (1) expires at midnight of the birthday of the holder that occurs  
 9 three (3) years following the date of issuance; **and**

10 (2) **must be renewed by the holder by application in person at**  
 11 **a license branch, as provided under section 5(c) of this**  
 12 **chapter.**

13 (c) **After December 31, 2005, except as provided in subsection**  
 14 **(b), a motorcycle operator's license issued under this article expires**  
 15 **at midnight of the birthday of the holder that occurs six (6) years**  
 16 **following the date of issuance.**

17 ~~(c)~~ (d) A motorcycle operator endorsement remains in effect for the  
 18 same term as the license being endorsed and is subject to renewal at  
 19 and after the expiration of the license in accordance with this chapter.

20 ~~(d)~~ (e) A temporary motorcycle learner's permit is valid for twelve  
 21 (12) months from date of issuance.

22 SECTION 16. IC 9-24-16-4 IS AMENDED TO READ AS  
 23 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 4. An identification  
 24 card **issued:**

25 (1) **before January 1, 2006**, expires on the fourth birthday of the  
 26 applicant following the date of issue; **and**

27 (2) **after December 31, 2005, expires at midnight of the**  
 28 **birthday of the holder that occurs six (6) years following the**  
 29 **date of issuance.**

30 SECTION 17. IC 9-24-16-5 IS AMENDED TO READ AS  
 31 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) An application  
 32 for renewal of an identification card may be made not more than six (6)  
 33 months before the expiration date of the card. A renewal application  
 34 received after the date of expiration is considered to be a new  
 35 application.

36 (b) A renewed card **issued:**

37 (1) **before January 1, 2006**, becomes valid on the birth date of  
 38 the holder and remains valid for four (4) years; **and**

39 (2) **after December 31, 2005, is valid on the birth date of the**  
 40 **holder and remains valid for six (6) years.**

41 (c) If renewal has not been made within six (6) months after  
 42 expiration, the bureau shall destroy all records pertaining to the former

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1 cardholder.

2 (d) Renewal may not be granted if the cardholder was issued a  
3 driver's license subsequent to the last issuance of an identification card.

4 (e) An individual may apply for renewal of an identification card by  
5 mail or by electronic service if the following conditions are met:

6 (1) A valid computerized image of the individual exists within the  
7 records of the bureau.

8 (2) The previous renewal of the identification card was not made  
9 by mail or by electronic service.

10 SECTION 18. IC 9-26-1-1 IS AMENDED TO READ AS  
11 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 1. The driver of a  
12 vehicle involved in an accident that results in the injury or death of a  
13 person shall do the following:

14 (1) Immediately stop the vehicle at the scene of the accident or as  
15 close to the accident as possible in a manner that does not  
16 obstruct traffic more than is necessary.

17 (2) Immediately return to and remain at the scene of the accident  
18 until the driver does the following:

19 (A) Gives the driver's name and address and the registration  
20 number of the vehicle the driver was driving.

21 (B) Upon request, exhibits the driver's license of the driver to  
22 the following:

23 (i) The person struck.

24 (ii) The driver or occupant of or person attending each  
25 vehicle involved in the accident.

26 (C) Determines the need for and renders reasonable assistance  
27 to each person injured in the accident, including the removal  
28 or the making of arrangements for the removal of each injured  
29 person to a physician or hospital for medical treatment.

30 (3) Immediately give notice of the accident by the quickest means  
31 of communication to one (1) of the following:

32 (A) The local police department if the accident occurs within  
33 a municipality.

34 (B) The office of the county sheriff or the nearest state police  
35 post if the accident occurs outside a municipality.

36 (4) Within ten (10) days after the accident, forward a written  
37 report of the accident to the:

38 (A) state police department, **if the accident occurs before**  
39 **January 1, 2006; or**

40 (B) bureau, **if the accident occurs after December 31, 2005.**

41 SECTION 19. IC 9-26-1-2 IS AMENDED TO READ AS  
42 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. The driver of a

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vehicle involved in an accident that does not result in injury or death of a person but that does result in damage to a vehicle that is driven or attended by a person shall do the following:

(1) Immediately stop the vehicle at the scene of the accident or as close to the accident as possible in a manner that does not obstruct traffic more than is necessary.

(2) Immediately return to and remain at the scene of the accident until the driver does the following:

(A) Gives the driver's name and address and the registration number of the vehicle the driver was driving.

(B) Upon request, exhibits the driver's license of the driver to the driver or occupant of or person attending each vehicle involved in the accident.

(3) If the accident results in total property damage to an apparent extent of at least one thousand dollars (\$1,000), forward a written report of the accident to the:

(A) state police department, **if the accident occurs before January 1, 2006; or**

(B) bureau, **if the accident occurs after December 31, 2005;**

within ten (10) days after the accident.

SECTION 20. IC 9-26-1-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. The state police department may ~~do the following:~~

~~(1) Require a driver who is required to file a report under this chapter to file supplemental reports if the original report is insufficient in the opinion of the state police department.~~

~~(2) require witnesses of accidents to submit reports to the state police department.~~

SECTION 21. IC 9-26-1-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 7. (a) A city or town may by ordinance require that the driver of a vehicle involved in an accident file with a designated city or town department:

(1) a report of the accident; or

(2) a copy of a report required in this article to be filed with the:

(A) state police department; **or**

(B) bureau.

(b) An accident report required to be filed under subsection (a) is for the confidential use of the designated city or town department and subject to IC 9-26-3-4.

SECTION 22. IC 9-29-3-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 8. (a) The service charge for each of the first two thousand (2,000) operator's licenses,

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1 including motorcycle operator's licenses, issued at a license branch  
 2 each year is two dollars (\$2). **This subsection expires December 31,**  
 3 **2005.**

4 (b) The service charge for each additional operator's license or  
 5 motorcycle operator's license issued at that license branch each year is  
 6 one dollar and fifty cents (\$1.50). **This subsection expires December**  
 7 **31, 2005.**

8 (c) Fifty cents (\$0.50) of each service charge collected under this  
 9 section shall be deposited in the state motor vehicle technology fund  
 10 established by IC 9-29-16-1.

11 (d) **After December 31, 2005, the service charge for each of the**  
 12 **first two thousand (2,000) operator's licenses, including motorcycle**  
 13 **operator's licenses, issued at a license branch in a year is three**  
 14 **dollars (\$3).**

15 (e) **After December 31, 2005, after the first two thousand (2,000)**  
 16 **operator's licenses have been issued at a license branch in a year,**  
 17 **the service charge for each additional operator's license or**  
 18 **motorcycle operator's license issued at the license branch that year**  
 19 **is two dollars and twenty-five cents (\$2.25).**

20 SECTION 23. IC 9-29-3-9 IS AMENDED TO READ AS  
 21 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 9. (a) The service  
 22 charge for each learner's permit, chauffeur's license, or public  
 23 passenger chauffeur's license is two dollars (\$2). **This subsection**  
 24 **expires December 31, 2005.**

25 (b) Fifty cents (\$0.50) of each service charge collected under  
 26 ~~subsection (a)~~ **this section** shall be deposited in the state motor vehicle  
 27 technology fund established by IC 9-29-16-1.

28 (c) **After December 31, 2005, the service charge for a learner's**  
 29 **permit, public passenger chauffeur's license, or chauffeur's license**  
 30 **issued to or renewed for an individual who is at least seventy-five**  
 31 **(75) years of age is two dollars (\$2). After December 31, 2005, the**  
 32 **service charge for a chauffeur's license issued to or renewed for an**  
 33 **individual less than seventy-five (75) years of age is three dollars**  
 34 **(\$3).**

35 SECTION 24. IC 9-29-3-10 IS AMENDED TO READ AS  
 36 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 10. (a) The service  
 37 charge for each temporary motorcycle learner's permit, motorcycle  
 38 learner's permit, or motorcycle endorsement of an operator's license is  
 39 one dollar and fifty cents (\$1.50). **This subsection expires December**  
 40 **31, 2005.**

41 (b) Fifty cents (\$0.50) of each service charge collected under  
 42 ~~subsection (a)~~ **this section** shall be deposited in the state motor vehicle

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technology fund established by IC 9-29-16-1.

(c) **After December 31, 2005, the service charge for a temporary motorcycle learner's permit, motorcycle learner's permit, or motorcycle endorsement of an operator's license issued to or renewed for an individual who is at least seventy-five (75) years of age is one dollar and fifty cents (\$1.50). After December 31, 2005, the service charge for a motorcycle endorsement of an operator's license issued to or renewed for an individual less than seventy-five (75) years of age is two dollars and twenty-five cents (\$2.25).**

SECTION 25. IC 9-29-3-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 14. (a) The service charge for an identification card issued under IC 9-24 is fifty cents (\$0.50) and one-half (1/2) of each fee collected as set forth in IC 9-29-9-15. **This subsection expires December 31, 2005.**

(b) Fifty cents (\$0.50) of each service charge collected under ~~subsection (a)~~ **this section** shall be deposited in the state motor vehicle technology fund established by IC 9-29-16-1.

(c) **After December 31, 2005, the service charge for an identification card issued under IC 9-24 is seventy-five cents (\$0.75) and one-half (1/2) of each fee collected as set forth in IC 9-29-9-15.**

SECTION 26. IC 9-29-3-19 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 19. (a) As used in this section, "low numbered motor vehicle registration plate" means any motor vehicle registration plate numbered from one (1) to one hundred (100) before or after the county designation number or letter series designation, or both.

(b) As used in this section, "pull service charge" refers to the charge that the commission may require for a requested low numbered motor vehicle registration plate or a special numbered motor vehicle registration plate.

(c) As used in this section, "special numbered motor vehicle registration plate" means any plate, other than a low numbered motor vehicle registration plate, requested for issuance out of its established numerical sequence.

(d) Subject to subsections (e) and (f) and with the approval of the commission, the bureau may adopt rules under IC 4-22-2 to do the following:

(1) Increase or decrease any of the service charges listed in sections 1 through 18 of this chapter.

(2) Impose a service charge on any other license branch service that is not listed in sections 1 through 18 of this chapter.

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(3) Increase or decrease a service charge imposed under subdivision (2).

(e) The bureau's authority to adopt rules under subsection (d) is subject to the condition that a service charge must be uniform throughout all license branches and at all partial service locations in Indiana.

(f) The bureau may not impose a pull service charge for a requested passenger motor vehicle registration plate containing **any of the numbers set forth in IC 9-18-2-28 numerals 1 through 100 following a prefix number or letter, or both**, for a vehicle issued a license plate under IC 9-18-17 that designates the vehicle as being owned by a former prisoner of war or by the surviving spouse of a former prisoner of war.

(g) The bureau may not impose a pull service charge of more than fifteen dollars (\$15) for a requested motor vehicle registration plate issued under IC 9-18-25 for a special group recognition license plate that commemorates the bicentennial of the Lewis and Clark expedition.

SECTION 27. IC 9-29-5-32.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 32.5. The fee for a personalized license plate under IC 9-18-15 is as follows:**

(1) **The applicable excise tax imposed under IC 6-6-5.**

(2) **The regular vehicle registration fee imposed under this chapter.**

(3) **A state fee of seven dollars (\$7) for the motor vehicle highway account established under IC 8-14-1.**

(4) **A service charge of thirty dollars (\$30) for the state license branch fund established by IC 9-29-14-1.**

SECTION 28. IC 9-29-9-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. (a) The fee for a four (4) year operator's license issued under IC 9-24-3 is six dollars (\$6). **This subsection expires December 31, 2005.**

(b) **After December 31, 2005, the fee for an operator's license issued under IC 9-24-3 or renewed under IC 9-24-12 to an individual who is:**

(1) **less than seventy-five (75) years of age is nine dollars (\$9); and**

(2) **at least seventy-five (75) years of age is six dollars (\$6).**

SECTION 29. IC 9-29-9-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 4. (a) The fee for a chauffeur's license issued under IC 9-24-4 is eight dollars (\$8). **This subsection expires December 31, 2005.**

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(b) After December 31, 2005, the fee for a chauffeur's license issued under IC 9-24-4 or renewed under IC 9-24-12 to an individual who is:

- (1) at least seventy-five (75) years of age is eight dollars (\$8); and
- (2) less than seventy-five (75) years of age is twelve dollars (\$12).

SECTION 30. IC 9-29-9-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6. (a) The fee for a four (4) year motorcycle operator's license issued under IC 9-24-8 is six dollars (\$6). **This subsection expires December 31, 2005.**

(b) After December 31, 2005, the fee for a motorcycle operator's license issued under IC 9-24-8 or renewed under IC 9-14-12 to an individual who is:

- (1) at least seventy-five years (75) of age is six dollars (\$6); and
- (2) less than seventy-five (75) years of age is nine dollars (\$9).

SECTION 31. IC 9-29-9-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 7. (a) The fee for a motorcycle operator endorsement of an operator's license is three dollars (\$3). **This subsection expires December 31, 2005.**

(b) After December 31, 2005, the fee for validation of a motorcycle operator endorsement under IC 9-24-8-4 and IC 9-24-12-7(c) of an operator's license issued to an individual who is:

- (1) at least seventy-five (75) years of age is three dollars (\$3); and
- (2) less than seventy-five (75) years of age is four dollars and fifty cents (\$4.50).

SECTION 32. IC 9-29-9-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 8. (a) The fee for a motorcycle operator endorsement of a chauffeur's license is three dollars (\$3). **This subsection expires December 31, 2005.**

(b) After December 31, 2005, the fee for validation of a motorcycle operator endorsement under IC 9-24-8-4 and IC 9-24-12-7(c) of a chauffeur's license issued to an individual who is:

- (1) at least seventy-five (75) years of age is three dollars (\$3); and
- (2) less than seventy-five (75) years of age is four dollars and fifty cents (\$4.50).

SECTION 33. IC 9-29-9-15 IS AMENDED TO READ AS

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FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 15. (a) The fees for the issuance, renewal, or duplication of identification cards under IC 9-24-16 are as follows:

(1) For a person at least sixty-five (65) years of age or a person with a physical disability and not entitled to obtain a ~~driving~~ **driver's** license, two dollars (\$2).

(2) For any other eligible person, four dollars (\$4).

**This subsection expires December 31, 2005.**

(b) **After December 31, 2005, the fees for an issuance, a renewal, or a duplicate of an identification card under IC 9-24-16 are as follows:**

**(1) For an individual at least sixty-five (65) years of age or an individual with a physical disability and not entitled to obtain a driver's license, three dollars and fifty cents (\$3.50).**

**(2) For any other individual, six dollars (\$6).**

SECTION 34. THE FOLLOWING ARE REPEALED [EFFECTIVE JULY 1, 2005]: IC 9-16-1-2.5; IC 9-18-2-28; IC 9-18-2-36; IC 9-29-5-32.

SECTION 35. [EFFECTIVE UPON PASSAGE] (a) Notwithstanding IC 9-29-3-8, IC 9-29-3-9, IC 9-29-3-10, and IC 9-29-3-14, all as amended by this act, and in accordance with IC 9-29-3-19(d)(2), the bureau of motor vehicles shall adopt rules under IC 4-22-2 to increase the service charges in effect on July 1, 2005, under 140 IAC 8-3-9, 140 IAC 8-3-18, and 140 IAC 8-3-20 concerning service charges for an operator's license, a motorcycle license, a chauffeur's license, or a motorcycle endorsement of an operator's or a chauffeur's license for an individual who is less than seventy-five (75) years of age at the time of the issuance of or renewal of the license or endorsement. The rules must:

(1) provide that the applicable service charge is increased by fifty percent (50%) over the charge in effect on July 1, 2005; and

(2) be effective January 1, 2006.

(b) Before the effective date of the rules adopted under subsection (a), the bureau of motor vehicles shall carry out the duties imposed upon it under this SECTION under interim written guidelines approved by the commissioner of motor vehicles. Interim guidelines approved under this subsection expire on the earlier of:

(1) the effective date of the rules adopted under subsection (a); or

(2) January 1, 2007.

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(c) This SECTION expires on the earlier of the following:

(1) The date rules are adopted in accordance with this SECTION.

(2) January 1, 2007.

SECTION 36. [EFFECTIVE UPON PASSAGE] (a) Notwithstanding IC 9-29-9-2, IC 9-29-9-4, IC 9-29-9-6, IC 9-29-9-7, and IC 9-29-9-8, all as amended by this act, and in accordance with IC 9-29-1-2(b), the bureau of motor vehicles shall adopt rules under IC 4-22-2 to increase the license fee and motorcycle endorsement fee in effect on July 1, 2005, under 140 IAC 8-4-25 and 140 IAC 8-4-26 concerning license fee increases and motorcycle endorsement fee increases for certain operator's licenses, motorcycle licenses, chauffeur's licenses, or a motorcycle endorsement of an operator's or a chauffeur's license for an individual who is less than seventy-five (75) years of age at the time of the issuance of or renewal of the license or endorsement. The rules must:

(1) provide that the applicable license fee or motorcycle endorsement fee increase is increased by fifty percent (50%) over the charge in effect on July 1, 2005; and

(2) be effective January 1, 2006.

(b) Before the effective date of the rules adopted under subsection (a), the bureau of motor vehicles shall carry out the duties imposed upon it under this SECTION under interim written guidelines approved by the commissioner of motor vehicles. Interim guidelines approved under this subsection expire on the earlier of:

(1) the effective date of the rules adopted under subsection (a); or

(2) January 1, 2007.

(c) This SECTION expires on the earlier of the following:

(1) The date rules are adopted in accordance with this SECTION.

(2) January 1, 2007.

SECTION 37. An emergency is declared for this act.

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## COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1719, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 6-6-5-7.9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 7.9. (a) As used in this section, "passenger motor vehicle" has the meaning set forth in IC 9-13-2-123(a).**

**(b) Notwithstanding any other law, and for calendar year 2006, the registration fee for a passenger motor vehicle that is registered in Indiana in calendar year 2005 shall be at the rate as set forth in IC 9-29-5-1 with no reduction for any partial calendar month that has elapsed since the regular annual registration date in calendar year 2005.**

**(c) This section expires January 1, 2007."**

Page 1, delete lines 16 through 17.

Delete pages 2 through 10.

Page 11, delete lines 1 through 22, begin a new paragraph and insert:

"SECTION 3. IC 9-16-1-4.5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 4.5. (a) The commission may contract with a qualified person to provide partial services at a qualified person's ~~walk-up~~ location, including locations within a facility used for other purposes, such as electronic titling and title application services and self-serve terminal access.**

**(b) A contract for providing motor vehicle registration and renewal services at a ~~walk-up~~ location must include the following provisions:**

- (1) The contractor must provide trained personnel to properly process motor vehicle registration and renewal transactions.**
- (2) The contractor shall do the following:**
  - (A) Collect and transmit all bureau fees and taxes collected at the contract location.**
  - (B) Deposit the taxes collected at the contract location with the county treasurer in the manner prescribed by IC 6-3.5 or IC 6-6-5.**
- (3) The contractor shall provide fidelity bond coverage in an amount prescribed by the commission.**
- (4) The contractor shall pay the cost of any post audits conducted by the commission or the state board of accounts on an actual cost**

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basis.

(5) The commission must approve each location and physical facility used by a contractor.

(6) The term of the contract must be for a fixed period.

SECTION 4. IC 9-16-1-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. Each license branch, **full service provider, or partial services provider** shall collect the service charges prescribed by IC 9-29-3 and ~~deposited~~ **deposit the service charges** in the state license branch fund established under IC 9-29-14.

SECTION 5. IC 9-18-2-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 8. (a) The bureau shall register vehicles under the schedule in this section.

(b) A person who owns a vehicle shall receive a license plate, renewal tag, or other indicia upon registration of the vehicle. The bureau may determine the device required to be displayed.

(c) A corporation shall register, before February 1 of each year, the following vehicles that are owned by the corporation:

(1) A passenger motor vehicle that is not regularly rented to others for not more than twenty-nine (29) days in the regular course of the corporation's business.

(2) A recreational vehicle.

(3) A motorcycle.

(4) A truck that:

(A) is not regularly rented to others for not more than twenty-nine (29) days in the regular course of the corporation's business; and

(B) has a declared gross weight of not more than eleven thousand (11,000) pounds.

(d) A corporation that owns a:

(1) passenger motor vehicle; or

(2) truck that has a declared gross weight of not more than eleven thousand (11,000) pounds;

that is regularly rented to others for periods of not more than twenty-nine (29) days in the regular course of the corporation's business must register the passenger motor vehicle or truck before March 1 of each year.

(e) **For registrations for 2005**, a person who owns a:

(1) passenger motor vehicle;

(2) recreational vehicle;

(3) motorcycle; or

(4) truck that has a declared gross weight of not more than eleven thousand (11,000) pounds;

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that is not subject to the registration requirements under subsection (d) shall register the passenger motor vehicle, recreational vehicle, motorcycle, or truck in conformance with the ~~schedule~~ **schedules** set forth in subsection (f) **or (g)**.

**(f) After December 31, 2005, a person that owns a vehicle subject to registration under this subsection shall register the vehicle in accordance with subsection (g).** The following schedule applies to persons who own vehicles that are required to be registered under subsection (e):

- (1) Persons whose last names begin with the letters A through BE shall register before February 16 of each year.
- (2) Persons whose last names begin with the letters BF through BZ shall register before March 1 of each year.
- (3) Persons whose last names begin with the letter C shall register before March 16 of each year.
- (4) Persons whose last names begin with the letter D shall register before April 1 of each year.
- (5) Persons whose last names begin with the letters E through F shall register before April 16 of each year.
- (6) Persons whose last names begin with the letter G shall register before May 1 of each year.
- (7) Persons whose last names begin with the letters HA through HN shall register before May 16 of each year.
- (8) Persons whose last names begin with the letters HO through I shall register before June 1 of each year.
- (9) Persons whose last names begin with the letters J through KM shall register before June 16 of each year.
- (10) Persons whose last names begin with the letters KN through L shall register before July 1 of each year.
- (11) Persons whose last names begin with the letters MA through ME shall register before July 16 of each year.
- (12) Persons whose last names begin with the letters MF through O shall register before August 1 of each year.
- (13) Persons whose last names begin with the letters P through Q shall register before August 16 of each year.
- (14) Persons whose last names begin with the letter R shall register before September 1 of each year.
- (15) Persons whose last names begin with the letters SA through SN shall register before September 16 of each year.
- (16) Persons whose last names begin with the letters SO through T shall register before October 1 of each year.
- (17) Persons whose last names begin with the letters U through

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WK shall register before October 16 of each year.

(18) Persons whose last names begin with the letters WL through Z shall register before November 1 of each year.

**(g) The bureau shall determine the schedule for registration for the categories of vehicles set forth in subsection (e) for registrations required after December 31, 2005.**

~~(g)~~ **(h)** A person who owns a vehicle **in a category** required to be registered under subsection (c), (d), or (e), and who desires to register the vehicle for the first time must apply to the bureau for a registration application form. The bureau shall do the following:

- (1) Administer the registration application form.
- (2) Issue the license plate.
- (3) Collect the proper registration and service fees in accordance with the procedure established by the bureau.

~~(h)~~ **(i)** The bureau shall issue a semipermanent plate under section 30 of this chapter, or:

- (1) an annual renewal tag; or
- (2) other indicia;

to be affixed on the semipermanent plate.

SECTION 6. IC 9-18-2-47 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 47. (a) The commissioner shall adopt rules under IC 4-22-2 prescribing the cycle for the issuance and replacement of license plates under this article. The rules adopted under this section shall provide that a license plate for a vehicle issued under this article is valid for five (5) years.

(b) The rules adopted under this section do not apply to:

- ~~(1) low digit license plates issued under section 28 of this chapter;~~
- ~~(2) (1) truck license plates issued under section 4.5 or 18 of this chapter; and~~
- ~~(3) (2) general assembly and other state official license plates issued under IC 9-18-16.~~

SECTION 7. IC 9-18-15-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 10. (a) In addition to the applicable excise tax imposed under IC 6-6-5, the regular registration fees, and any additional fee required to receive a special recognition license plate described in section 1(b) of this chapter, a person applying for or renewing the registration of a personalized license plate shall pay ~~a~~ **the** personalized license plate fee ~~and contribution under IC 9-29-5-32.5~~ upon an original application or registration renewal, as provided in section 5 of this chapter.

(b) Each license branch shall collect the personalized license plate fee ~~and contribution~~ at the time of application or registration renewal

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for the personalized license plate.

(c) Upon the payment of the required fee ~~contribution~~, and service charges for an original application or renewal of a personalized license plate, the bureau shall issue a receipt designating and acknowledging a state fee ~~a political contribution~~, and the service charge under IC 9-29.

(d) The payment of regular registration fees and excise tax, if applicable, may be deferred until the time that the personalized license plate is delivered to the person who applied for the plate.

(e) A license branch shall collect the service charge prescribed under IC 9-29 for each initial or renewal application for a personalized license plate as a reservation and special processing fee.

SECTION 8. IC 9-18-15-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 13. (a) Revenue derived from the fees ~~and contributions~~ **collected before July 1, 2005**, under section 10 of this chapter, except the part of the fee retained under section 10(e) of this chapter, shall be deposited with the treasurer of state in a special fund. The money from this fund remaining after the deduction provided for in subsection (d) shall be distributed monthly by the auditor of state in the following manner:

(1) To any political party that cast at least five percent (5%) but less than thirty-three percent (33%) of the total vote of the state of all political parties at the last general election for the office of governor, as certified to the secretary of state under IC 3-12-5-6, the auditor of state shall distribute an amount from the special fund equal to the fractional amount of the vote cast in the last general election for the office of governor. Distribution of money from this fund shall be made to the treasurer of the state central committee of the political party.

(2) The balance of the special fund remaining after distributions provided by subdivision (1) shall be distributed monthly by the auditor of state in equal amounts to the treasurers of the state central committees of the two (2) political parties that cast the highest and next highest number of votes statewide for governor in the last election.

(b) The bureau shall provide to:

- (1) the treasurers of the respective state central committees; and
- (2) the auditor of state by the twentieth day of each month for the purpose of making the distributions under subsection (a);

a report defining the number of personalized license plates sold in each county, including the total dollar amount due the treasurers, during the monthly period prescribed in subsection (a). In addition, the bureau

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shall provide to the treasurers information necessary to comply with IC 3-9.

(c) Within thirty (30) days of receipt of money distributed under subsection (a), the treasurers of the respective state committees shall distribute to the treasurers of each county central committee of their respective parties an amount equal to one-half (1/2) of the distributions provided for in subsection (a)(2) that were collected during the quarterly period in that county.

~~(d) The bureau shall deduct seven dollars (\$7) for each original application and renewal application for a personalized plate and deposit the money in the motor vehicle highway account.~~

**(d) This section expires October 31, 2005.**

SECTION 9. IC 9-18-15-13.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 13.5. The bureau shall:**

**(1) deduct thirty-seven dollars (\$37) of the fee collected for an initial or a renewal application for a personalized license plate; and**

**(2) deposit:**

**(A) seven dollars (\$7) of the fee described in subdivision (1) in the motor vehicle highway account established under IC 8-14-1; and**

**(B) thirty dollars (\$30) of the fee described in subdivision (1) as a service charge into the state license branch fund established by IC 9-29-14-1.**

SECTION 10. IC 9-23-2-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 14. (a)** A license issued under this chapter may be denied, suspended, or revoked for any of the following:

- (1) Material misrepresentation in the application for the license or other information filed with the commissioner.
- (2) Lack of fitness under the standards set forth in this article or a rule adopted by the commissioner under this article.
- (3) Willful failure to comply with the provisions of this article or a rule adopted by the commissioner under this article.
- (4) Willful violation of a federal or state law relating to the sale, distribution, financing, or insuring of motor vehicles.
- (5) Engaging in an unfair practice as set forth in this article or a rule adopted by the commissioner under this article.
- (6) Violating IC 23-2-2.7.

~~(b)~~ Except as provided in subsection (d), the procedures set forth in IC 4-21.5 govern the denial, suspension, or revocation of a license and

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a judicial review. ~~However, A denial, suspension, or revocation of a license may not take effect until thirty (30) days after the commissioner's determination has been made and a notice of the determination served upon the affected person.~~

(b) If the bureau denies, suspends, or revokes a license issued or sought under this article, the affected person may file an action in the circuit court of Marion County, Indiana, or the circuit court of the Indiana county in which the person's principal place of business is located, seeking a judicial determination as to whether the action is proper. ~~An action may not take effect until thirty (30) days after the commissioner's determination has been made and a notice of the determination served upon the affected person.~~ The filing of an action as described in this section within the thirty (30) day period is an automatic stay of the commissioner's determination.

(c) Revocation or suspension of a license of a manufacturer, a distributor, a factory branch, a distributor branch, a dealer, or an automobile auctioneer may be limited to one (1) or more locations, to one (1) or more defined areas, or only to certain aspects of the business.

(d) A license may be denied, suspended, or revoked for violating IC 9-19-1. IC 4-21.5-4 governs the denial, suspension, or revocation of a license under this subsection. The bureau may issue a temporary order to enforce this subsection.

SECTION 11. IC 9-24-1-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6. (a) Except as provided in subsection (b), an individual must hold a valid Indiana commercial driver's license issued by the bureau under this article to drive a commercial motor vehicle after March 31, 1992, upon an Indiana highway.

(b) Subsection (a) does not apply to an individual if the individual:

- (1) holds a valid driver's license of any type **from any state**;
- (2) is enrolled in a commercial motor vehicle training course approved by the bureau; and
- (3) is operating a commercial motor vehicle under the direct supervision of a licensed commercial motor vehicle driver.

SECTION 12. IC 9-24-12-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 1. (a) Except as provided in subsection (b), an operator's license issued under this article after December 31, 1996, **and before January 1, 2006**, expires at midnight of the birthday of the holder that occurs four (4) years following the date of issuance.

(b) An operator's license issued after December 31, 1996, to an applicant who is at least seventy-five (75) years of age:

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(1) expires at midnight of the birthday of the holder that occurs three (3) years following the date of issuance; **and**

**(2) must be renewed by the holder by application in person at a license branch, as provided under section 5(c) of this chapter.**

**(c) After December 31, 2005, except as provided in subsection (b), an operator's license issued under this article expires at midnight of the birthday of the holder that occurs six (6) years following the date of issuance.**

SECTION 13. IC 9-24-12-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. **(a)** A chauffeur's license issued under this article after December 31, 1996, **and before January 1, 2006**, expires at midnight of the birthday of the holder that occurs four (4) years following the date of issuance.

**(b) After December 31, 2005, a chauffeur's license issued under this article expires at midnight of the birthday of the holder that occurs six (6) years following the date of issuance.**

**(c) An individual who is:**

**(1) at least seventy-five (75) years of age; and**

**(2) renewing a chauffeur's license;**

**must renew by application in person at a license branch, as provided under section 5(c) of this chapter.**

SECTION 14. IC 9-24-12-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) An individual who applies for renewal of an operator's, a motorcycle operator's, a chauffeur's, or a public passenger chauffeur's license in person at a license branch must do the following:

(1) Pass an eyesight examination.

(2) Pass a written examination if:

(A) the applicant has at least six (6) active points on the applicant's driving record maintained by the bureau; or

(B) the applicant holds a valid operator's license but has not reached the applicant's twenty-first birthday.

(b) An individual may apply for renewal of an operator's, a motorcycle operator's, a chauffeur's, or a public passenger chauffeur's license by mail or by electronic service if the following conditions are met:

(1) A valid computerized image of the individual exists within the records of the bureau.

(2) The previous renewal of the operator's, motorcycle operator's, chauffeur's, or public passenger chauffeur's license was not made by mail or by electronic service.

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(3) The previous renewal included a test approved by the bureau of the applicant's eyesight.

(4) The applicant, if applying for the renewal in person at a license branch, would not be required under subsection (a)(2) to submit to a written examination.

(c) An individual applying for the renewal of an operator's, a motorcycle operator's, a chauffeur's, or a public passenger chauffeur's license must apply in person at a license branch under subsection (a) if the individual is not entitled to apply by mail or by electronic service:

(1) under subsection (b); or

(2) **as provided by sections 1(b)(2), 2(c)(2), or 7(b)(2) of this chapter.**

SECTION 15. IC 9-24-12-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 7. (a) Except as provided in subsection (b), a motorcycle operator's license issued after December 31, 1996, **and before January 1, 2006**, expires at midnight of the birthday of the holder that occurs four (4) years following the date of issuance.

(b) A motorcycle operator's license issued after December 31, 1996, to an applicant who is at least seventy-five (75) years of age:

(1) expires at midnight of the birthday of the holder that occurs three (3) years following the date of issuance; **and**

(2) **must be renewed by the holder by application in person at a license branch, as provided under section 5(c) of this chapter.**

(c) **After December 31, 2005, except as provided in subsection (b), a motorcycle operator's license issued under this article expires at midnight of the birthday of the holder that occurs six (6) years following the date of issuance.**

~~(c)~~ (d) A motorcycle operator endorsement remains in effect for the same term as the license being endorsed and is subject to renewal at and after the expiration of the license in accordance with this chapter.

~~(d)~~ (e) A temporary motorcycle learner's permit is valid for twelve (12) months from date of issuance.

SECTION 16. IC 9-24-16-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 4. An identification card **issued:**

(1) **before January 1, 2006**, expires on the fourth birthday of the applicant following the date of issue; **and**

(2) **after December 31, 2005, expires at midnight of the birthday of the holder that occurs six (6) years following the date of issuance.**

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SECTION 17. IC 9-24-16-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. (a) An application for renewal of an identification card may be made not more than six (6) months before the expiration date of the card. A renewal application received after the date of expiration is considered to be a new application.

(b) A renewed card **issued:**

**(1) before January 1, 2006,** becomes valid on the birth date of the holder and remains valid for four (4) years; **and**

**(2) after December 31, 2005, is valid on the birth date of the holder and remains valid for six (6) years.**

(c) If renewal has not been made within six (6) months after expiration, the bureau shall destroy all records pertaining to the former cardholder.

(d) Renewal may not be granted if the cardholder was issued a driver's license subsequent to the last issuance of an identification card.

(e) An individual may apply for renewal of an identification card by mail or by electronic service if the following conditions are met:

(1) A valid computerized image of the individual exists within the records of the bureau.

(2) The previous renewal of the identification card was not made by mail or by electronic service.

SECTION 18. IC 9-26-1-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 1. The driver of a vehicle involved in an accident that results in the injury or death of a person shall do the following:

(1) Immediately stop the vehicle at the scene of the accident or as close to the accident as possible in a manner that does not obstruct traffic more than is necessary.

(2) Immediately return to and remain at the scene of the accident until the driver does the following:

(A) Gives the driver's name and address and the registration number of the vehicle the driver was driving.

(B) Upon request, exhibits the driver's license of the driver to the following:

(i) The person struck.

(ii) The driver or occupant of or person attending each vehicle involved in the accident.

(C) Determines the need for and renders reasonable assistance to each person injured in the accident, including the removal or the making of arrangements for the removal of each injured person to a physician or hospital for medical treatment.

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(3) Immediately give notice of the accident by the quickest means of communication to one (1) of the following:

(A) The local police department if the accident occurs within a municipality.

(B) The office of the county sheriff or the nearest state police post if the accident occurs outside a municipality.

(4) Within ten (10) days after the accident, forward a written report of the accident to the:

(A) state police department, **if the accident occurs before January 1, 2006; or**

(B) **bureau, if the accident occurs after December 31, 2005.**

SECTION 19. IC 9-26-1-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. The driver of a vehicle involved in an accident that does not result in injury or death of a person but that does result in damage to a vehicle that is driven or attended by a person shall do the following:

(1) Immediately stop the vehicle at the scene of the accident or as close to the accident as possible in a manner that does not obstruct traffic more than is necessary.

(2) Immediately return to and remain at the scene of the accident until the driver does the following:

(A) Gives the driver's name and address and the registration number of the vehicle the driver was driving.

(B) Upon request, exhibits the driver's license of the driver to the driver or occupant of or person attending each vehicle involved in the accident.

(3) If the accident results in total property damage to an apparent extent of at least one thousand dollars (\$1,000), forward a written report of the accident to the:

(A) state police department, **if the accident occurs before January 1, 2006; or**

(B) **bureau, if the accident occurs after December 31, 2005;**

within ten (10) days after the accident.

SECTION 20. IC 9-26-1-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 5. The state police department may ~~do the following:~~

~~(1) Require a driver who is required to file a report under this chapter to file supplemental reports if the original report is insufficient in the opinion of the state police department.~~

~~(2) require witnesses of accidents to submit reports to the state police department.~~

SECTION 21. IC 9-26-1-7 IS AMENDED TO READ AS

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FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 7. (a) A city or town may by ordinance require that the driver of a vehicle involved in an accident file with a designated city or town department:

- (1) a report of the accident; or
- (2) a copy of a report required in this article to be filed with the:
  - (A) state police department; **or**
  - (B) **bureau.**

(b) An accident report required to be filed under subsection (a) is for the confidential use of the designated city or town department and subject to IC 9-26-3-4.

SECTION 22. IC 9-29-3-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 8. (a) The service charge for each of the first two thousand (2,000) operator's licenses, including motorcycle operator's licenses, issued at a license branch each year is two dollars (\$2). **This subsection expires December 31, 2005.**

(b) The service charge for each additional operator's license or motorcycle operator's license issued at that license branch each year is one dollar and fifty cents (\$1.50). **This subsection expires December 31, 2005.**

(c) Fifty cents (\$0.50) of each service charge collected under this section shall be deposited in the state motor vehicle technology fund established by IC 9-29-16-1.

**(d) After December 31, 2005, the service charge for each of the first two thousand (2,000) operator's licenses, including motorcycle operator's licenses, issued at a license branch in a year is three dollars (\$3).**

**(e) After December 31, 2005, after the first two thousand (2,000) operator's licenses have been issued at a license branch in a year, the service charge for each additional operator's license or motorcycle operator's license issued at the license branch that year is two dollars and twenty-five cents (\$2.25).**

SECTION 23. IC 9-29-3-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 9. (a) The service charge for each learner's permit, chauffeur's license, or public passenger chauffeur's license is two dollars (\$2). **This subsection expires December 31, 2005.**

(b) Fifty cents (\$0.50) of each service charge collected under ~~subsection (a)~~ **this section** shall be deposited in the state motor vehicle technology fund established by IC 9-29-16-1.

**(c) After December 31, 2005, the service charge for a learner's permit, public passenger chauffeur's license, or chauffeur's license**

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issued to or renewed for an individual who is at least seventy-five (75) years of age is two dollars (\$2). After December 31, 2005, the service charge for a chauffeur's license issued to or renewed for an individual less than seventy-five (75) years of age is three dollars (\$3).

SECTION 24. IC 9-29-3-10 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 10. (a) The service charge for each temporary motorcycle learner's permit, motorcycle learner's permit, or motorcycle endorsement of an operator's license is one dollar and fifty cents (\$1.50). **This subsection expires December 31, 2005.**

(b) Fifty cents (\$0.50) of each service charge collected under ~~subsection (a)~~ **this section** shall be deposited in the state motor vehicle technology fund established by IC 9-29-16-1.

(c) **After December 31, 2005, the service charge for a temporary motorcycle learner's permit, motorcycle learner's permit, or motorcycle endorsement of an operator's license issued to or renewed for an individual who is at least seventy-five (75) years of age is one dollar and fifty cents (\$1.50). After December 31, 2005, the service charge for a motorcycle endorsement of an operator's license issued to or renewed for an individual less than seventy-five (75) years of age is two dollars and twenty-five cents (\$2.25).**

SECTION 25. IC 9-29-3-14 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 14. (a) The service charge for an identification card issued under IC 9-24 is fifty cents (\$0.50) and one-half (1/2) of each fee collected as set forth in IC 9-29-9-15. **This subsection expires December 31, 2005.**

(b) Fifty cents (\$0.50) of each service charge collected under ~~subsection (a)~~ **this section** shall be deposited in the state motor vehicle technology fund established by IC 9-29-16-1.

(c) **After December 31, 2005, the service charge for an identification card issued under IC 9-24 is seventy-five cents (\$0.75) and one-half (1/2) of each fee collected as set forth in IC 9-29-9-15.**

SECTION 26. IC 9-29-3-19 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 19. (a) As used in this section, "low numbered motor vehicle registration plate" means any motor vehicle registration plate numbered from one (1) to one hundred (100) before or after the county designation number or letter series designation, or both.

(b) As used in this section, "pull service charge" refers to the charge that the commission may require for a requested low numbered motor

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vehicle registration plate or a special numbered motor vehicle registration plate.

(c) As used in this section, "special numbered motor vehicle registration plate" means any plate, other than a low numbered motor vehicle registration plate, requested for issuance out of its established numerical sequence.

(d) Subject to subsections (e) and (f) and with the approval of the commission, the bureau may adopt rules under IC 4-22-2 to do the following:

- (1) Increase or decrease any of the service charges listed in sections 1 through 18 of this chapter.
- (2) Impose a service charge on any other license branch service that is not listed in sections 1 through 18 of this chapter.
- (3) Increase or decrease a service charge imposed under subdivision (2).

(e) The bureau's authority to adopt rules under subsection (d) is subject to the condition that a service charge must be uniform throughout all license branches and at all partial service locations in Indiana.

(f) The bureau may not impose a pull service charge for a requested passenger motor vehicle registration plate containing **any of the numbers set forth in IC 9-18-2-28 numerals 1 through 100 following a prefix number or letter, or both,** for a vehicle issued a license plate under IC 9-18-17 that designates the vehicle as being owned by a former prisoner of war or by the surviving spouse of a former prisoner of war.

(g) The bureau may not impose a pull service charge of more than fifteen dollars (\$15) for a requested motor vehicle registration plate issued under IC 9-18-25 for a special group recognition license plate that commemorates the bicentennial of the Lewis and Clark expedition.

SECTION 27. IC 9-29-5-32.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: **Sec. 32.5. The fee for a personalized license plate under IC 9-18-15 is as follows:**

- (1) **The applicable excise tax imposed under IC 6-6-5.**
- (2) **The regular vehicle registration fee imposed under this chapter.**
- (3) **A state fee of seven dollars (\$7) for the motor vehicle highway account established under IC 8-14-1.**
- (4) **A service charge of thirty dollars (\$30) for the state license branch fund established by IC 9-29-14-1.**

SECTION 28. IC 9-29-9-2 IS AMENDED TO READ AS

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FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. (a) The fee for a four (4) year operator's license issued under IC 9-24-3 is six dollars (\$6). **This subsection expires December 31, 2005.**

(b) After December 31, 2005, the fee for an operator's license issued under IC 9-24-3 or renewed under IC 9-24-12 to an individual who is:

- (1) less than seventy-five (75) years of age is nine dollars (\$9); and
- (2) at least seventy-five (75) years of age is six dollars (\$6).

SECTION 29. IC 9-29-9-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 4. (a) The fee for a chauffeur's license issued under IC 9-24-4 is eight dollars (\$8). **This subsection expires December 31, 2005.**

(b) After December 31, 2005, the fee for a chauffeur's license issued under IC 9-24-4 or renewed under IC 9-24-12 to an individual who is:

- (1) at least seventy-five (75) years of age is eight dollars (\$8); and
- (2) less than seventy-five (75) years of age is twelve dollars (\$12).

SECTION 30. IC 9-29-9-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 6. (a) The fee for a four (4) year motorcycle operator's license issued under IC 9-24-8 is six dollars (\$6). **This subsection expires December 31, 2005.**

(b) After December 31, 2005, the fee for a motorcycle operator's license issued under IC 9-24-8 or renewed under IC 9-14-12 to an individual who is:

- (1) at least seventy-five years (75) of age is six dollars (\$6); and
- (2) less than seventy-five (75) years of age is nine dollars (\$9).

SECTION 31. IC 9-29-9-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 7. (a) The fee for a motorcycle operator endorsement of an operator's license is three dollars (\$3). **This subsection expires December 31, 2005.**

(b) After December 31, 2005, the fee for validation of a motorcycle operator endorsement under IC 9-24-8-4 and IC 9-24-12-7(c) of an operator's license issued to an individual who is:

- (1) at least seventy-five (75) years of age is three dollars (\$3); and
- (2) less than seventy-five (75) years of age is four dollars and fifty cents (\$4.50).

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SECTION 32. IC 9-29-9-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 8. (a) The fee for a motorcycle operator endorsement of a chauffeur's license is three dollars (\$3). **This subsection expires December 31, 2005.**

(b) **After December 31, 2005, the fee for validation of a motorcycle operator endorsement under IC 9-24-8-4 and IC 9-24-12-7(c) of a chauffeur's license issued to an individual who is:**

- (1) at least seventy-five (75) years of age is three dollars (\$3); and**
- (2) less than seventy-five (75) years of age is four dollars and fifty cents (\$4.50).**

SECTION 33. IC 9-29-9-15 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 15. (a) The fees for the issuance, renewal, or duplication of identification cards under IC 9-24-16 are as follows:

- (1) For a person at least sixty-five (65) years of age or a person with a physical disability and not entitled to obtain a ~~driving~~ **driver's** license, two dollars (\$2).
- (2) For any other eligible person, four dollars (\$4).

**This subsection expires December 31, 2005.**

(b) **After December 31, 2005, the fees for an issuance, a renewal, or a duplicate of an identification card under IC 9-24-16 are as follows:**

- (1) For an individual at least sixty-five (65) years of age or an individual with a physical disability and not entitled to obtain a driver's license, three dollars and fifty cents (\$3.50).**
- (2) For any other individual, six dollars (\$6).**

SECTION 34. THE FOLLOWING ARE REPEALED [EFFECTIVE JULY 1, 2005]: IC 9-16-1-2.5; IC 9-18-2-28; IC 9-18-2-36; IC 9-29-5-32.

SECTION 35. [EFFECTIVE UPON PASSAGE] (a) **Notwithstanding IC 9-29-3-8, IC 9-29-3-9, IC 9-29-3-10, and IC 9-29-3-14, all as amended by this act, and in accordance with IC 9-29-3-19(d)(2), the bureau of motor vehicles shall adopt rules under IC 4-22-2 to increase the service charges in effect on July 1, 2005, under 140 IAC 8-3-9, 140 IAC 8-3-18, and 140 IAC 8-3-20 concerning service charges for an operator's license, a motorcycle license, a chauffeur's license, or a motorcycle endorsement of an operator's or a chauffeur's license for an individual who is less than seventy-five (75) years of age at the time of the issuance of or renewal of the license or endorsement. The rules must:**

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(1) provide that the applicable service charge is increased by fifty percent (50%) over the charge in effect on July 1, 2005; and

(2) be effective January 1, 2006.

(b) Before the effective date of the rules adopted under subsection (a), the bureau of motor vehicles shall carry out the duties imposed upon it under this SECTION under interim written guidelines approved by the commissioner of motor vehicles. Interim guidelines approved under this subsection expire on the earlier of:

(1) the effective date of the rules adopted under subsection (a); or

(2) January 1, 2007.

(c) This SECTION expires on the earlier of the following:

(1) The date rules are adopted in accordance with this SECTION.

(2) January 1, 2007.

SECTION 36. [EFFECTIVE UPON PASSAGE] (a) Notwithstanding IC 9-29-9-2, IC 9-29-9-4, IC 9-29-9-6, IC 9-29-9-7, and IC 9-29-9-8, all as amended by this act, and in accordance with IC 9-29-1-2(b), the bureau of motor vehicles shall adopt rules under IC 4-22-2 to increase the license fee and motorcycle endorsement fee in effect on July 1, 2005, under 140 IAC 8-4-25 and 140 IAC 8-4-26 concerning license fee increases and motorcycle endorsement fee increases for certain operator's licenses, motorcycle licenses, chauffeur's licenses, or a motorcycle endorsement of an operator's or a chauffeur's license for an individual who is less than seventy-five (75) years of age at the time of the issuance of or renewal of the license or endorsement. The rules must:

(1) provide that the applicable license fee or motorcycle endorsement fee increase is increased by fifty percent (50%) over the charge in effect on July 1, 2005; and

(2) be effective January 1, 2006.

(b) Before the effective date of the rules adopted under subsection (a), the bureau of motor vehicles shall carry out the duties imposed upon it under this SECTION under interim written guidelines approved by the commissioner of motor vehicles. Interim guidelines approved under this subsection expire on the earlier of:

(1) the effective date of the rules adopted under subsection (a); or

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**(2) January 1, 2007.**

**(c) This SECTION expires on the earlier of the following:**

**(1) The date rules are adopted in accordance with this SECTION.**

**(2) January 1, 2007.**

**SECTION 37. An emergency is declared for this act."**

Renumber all SECTIONS consecutively.

and when so amended that said bill do pass.

(Reference is to HB 1719 as introduced.)

DUNCAN, Chair

Committee Vote: yeas 7, nays 1.

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